

EXEMPTION THRESHOLD FOR SOLID WASTE SITES

It is the intent of the Montana Association of Counties to seek legislation to increase the current acreage threshold for solid waste disposal provided for in 75-10-214 MCA from 5 acres to 160 acres.

WHEREAS, Section 75-10-214 MCA currently allows the owner of any size lot or parcel created prior to July 1, 1977 and the owner of any lot or parcel created after July 1, 1977 to dispose of non-hazardous household or agricultural waste on their property.

WHEREAS, MACo does not believe this is good public policy primarily because of the large number of new lots and/or parcels created since 1977, and;

WHEREAS, if all owners took advantage of the current exemption, there could be thousands of unregulated disposal sites in Montana creating a much higher possibility of public health hazards:

NOW, THEREFORE, BE IT RESOLVED that the Montana Association of Counties seek legislation to amend 75-10-214 to increase the acreage threshold for the exemption from 5 acres to 160 acres.

PRIOR ACTIONS

SPONSOR: MACo Resolutions Committee
PRIORITY: High
ADOPTED: Annual Conference, Bozeman, MT September 27, 2006

2008 ACTION

RECOMMENDATION: Do Pass
PRIORITY: High
REFERRED TO: MACo Agriculture Committee
MACo Health, Human Services & Labor Committee
ADOPTED: Annual Conference, Hamilton, MT, September 24, 2008